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Ref & Ref

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/082,874 Confirmation No. 4966  
Applicant : Diez et al.  
Filed : February 26, 2002  
TC/A.U. : 2655  
Examiner : Vo, Huyen X.

Docket No. : 02-171

Customer No. : 34704

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

REQUEST FOR REFUND

Dear Sir:

On June 30, 2006, an Appeal Brief under 37 CFR 41.37(c)(1) was filed. The Appeal Brief had the language, "Please charge the fee of \$250 for filing this Appeal Brief, as well as any other fee or fee deficiency which may be due, to Deposit Account 02-0184." As the matter is a large entity, a \$500 fee was charged to our deposit account and not \$250 (USPTO Deposit Account Statement enclosed).

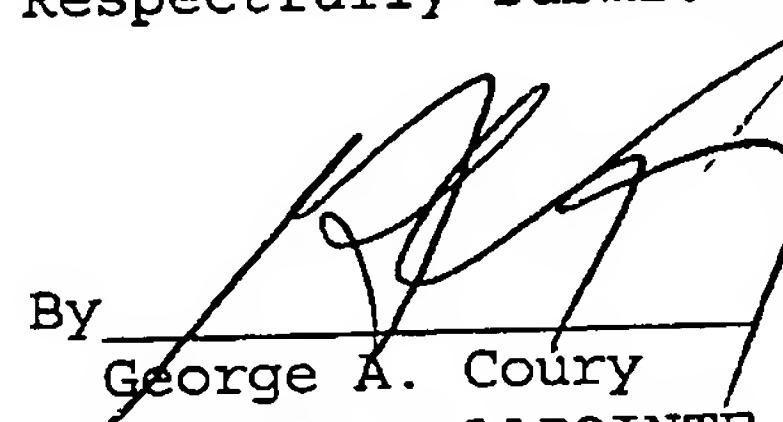
On September 28, 2006 a Corrected Appeal Brief under 37 CFR 41.37 (c)(1) was filed. It retained the June 30, 2006 Appeal Brief deposit account language as cited above. An additional \$250 was incorrectly charged to our deposit account on October 3, 2006 (USPTO Deposit Account Statement enclosed). As the correct amount of \$500 was charged on July 6, 2006 for the Appeal Brief of June 30, 2006, we are hereby requesting a refund in the amount of \$250.

Request for Refund  
Appn. No. 10/082,874  
Mailed November 14, 2006

It is believed that no fee is due in connection with this paper. If however, any fee is due, please charge same to Deposit Account Number 02-0184.

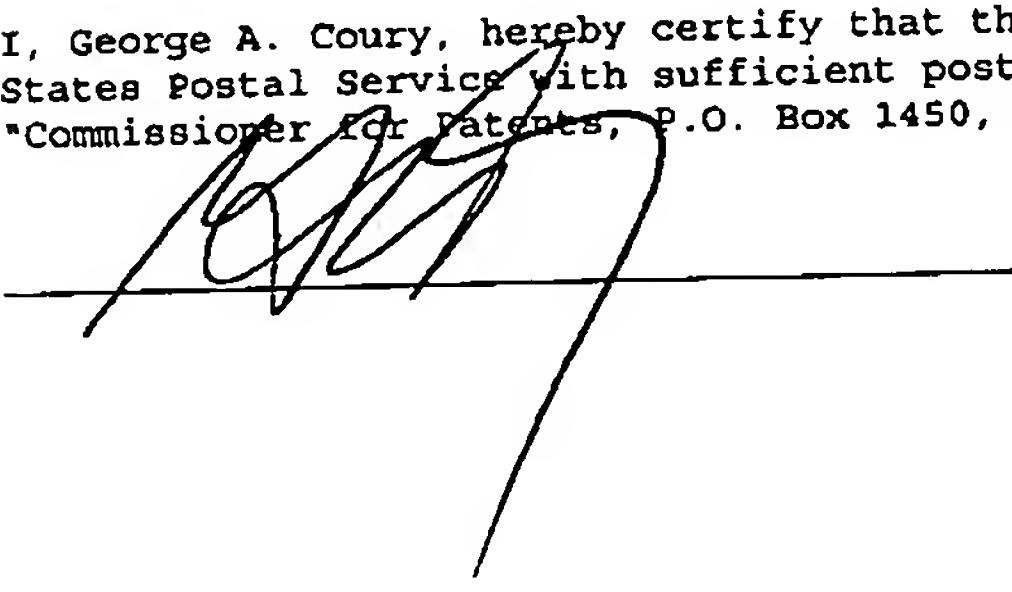
Respectfully submitted,

By

  
George A. Coury  
BACHMAN & LAPOINTE, P.C.  
Reg. No. 34,309  
Attorney for Applicant  
Telephone: (203) 777-6628, x113  
Fax: (203) 865-0297  
Email: docket@bachlap.com

Dated November 14, 2006

I, George A. Coury, hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313" on November 14, 2006



## Deposit Account Statement



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Deposit Account Statement

Requested Statement Month:

July 2006

Deposit Account Number:

020184

Name:

BACHMAN &amp; LAPOINTE P.C.

Attention:

PATRICIA A. GILSTRAP

Address:

900 CHAPEL STREET SUITE 1201

City:

NEW HAVEN

State:

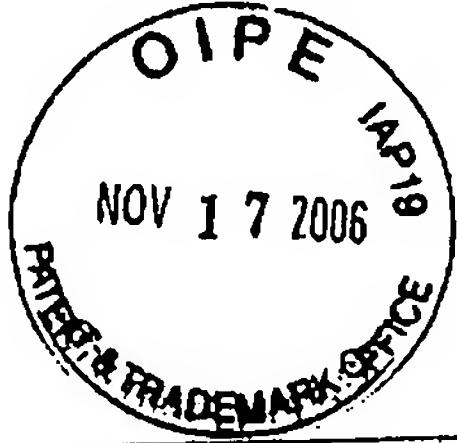
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Zip:

06510

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DATE SEQ	POSTING REF	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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**Deposit Account Statement**

**Requested Statement Month:**

October 2006

**Deposit Account Number:**

020184

**Name:**

BACHMAN & LAPOINTE P.C.

**Attention:**

PATRICIA A. GILSTRAP

**Address:**

900 CHAPEL STREET SUITE 1201

**City:**

NEW HAVEN

**State:**

CT

**Zip:**

06510

**Country:**

UNITED STATES



DATE SEQ	POSTING REF	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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Customer No. : 34704

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Corrected Appeal Brief under 37 CFR 41.37(c)(1)

This Appeal Brief is submitted in support of the Notice of Appeal which was filed on January 30, 2006, and responsive to the Notice of non-compliant Appeal Brief which was mailed on July 28, 2006. A Request for Extension of Time accompanies this Brief to request extension of the period for filing the Corrected Appeal Brief to expire on September 28, 2006.

(i) **Real party in interest** - The real party in interest for this Appeal is the assignee, Carrier Corporation.

(ii) **Related appeals and interferences** - There are no known related interferences and/or appeals.

(iii) **Status of claims** - The claims are as listed in the response mailed January 25, 2006 and as set forth in the accompanying Appendix. Thus claims 1-25 are pending in the case and all are rejected and appealed.

10/03/2006 MWDGE1 00000040 020184 10082874  
02 FC:2402 250.00 CR

Adjustment date: 12/04/2006 SFE/EKE1 10082874  
10/03/2006 MWDGE1 00000040 020184 10082874  
02 FC:2402 250.00 CR